G. R. S. 58]

Previous references.

583-08

File No. 114-12

1912.

Serial Nos. 167

(Mozzoi)

Later references.

111

488-14

GENERAL AND REVENUE SECRETARIAT.

Serial Nos. 167

Part B for August 14

SUBJECT.

Affairs of the Mahantana Mutt at Vadigenahalli, Devanahalli Taluk.

---

1 From Chenna basava Vadarn dy 12-8-12
Complaining that some Nagurthas have taken unauthorized possession of Mahanthana Mutt
2. To the Dy Comr Bangalore No 272 dy. 14 8 12
Requesting early settlement & report.
3. From the Dy Comr Bangalore No 614 & 13 13
Submitting for orders who is entitle to be in possession of Mahantana Mutt building

GPB—5,000—22-10 10

G.R.S. 11] 191 2.

GENERAL AND REVENUE SECRETARIAT.

(Inam)

NOTES.

File No. 114

FILE HEADING.

Affairs of the Mahantana Matt at Vadijenahalli, Devanahalli Taluk.

From

Channa Basava Vaderu, Agent of Hunsonamahalli Matt

~~No.~~ Petition Dated 12. 8 12 Received

Diary No. 277	Enclos. -	Spare Copies. -	Serial No. 1

BRIEF ABSTRACT OF LETTER.

Complains that some Vagarthas have taken unauthorized possession of Mahantana Matt which belongs to Hunsonamahalli Matt and there is a good deal of misunderstanding between the contending parties and requests that some compromise

NOTES AND ORDERS.

may be brought about.

H. Secretary's order:—

"Please send to Dy. Commr., refg to previous correspondence, for getting an early settlement effected, if possible, and favor of report"

NOTES—First Sheet.

GPB—30,000—12-8 11

771

G. R. S. 12]

General and Revenue Secretariat.

File No. 114 of 1912

Serial No.

The previous refs. Muz. F 712-08 is submitted as ordered - The previous petition from the Guru of Hunsomamahalli Matt was forwarded to the Dy. Commr. for disposal or report.

Submd with a Dft. forwarding the petition in contn.

AY (132) 13.8.12

M. D. (79)

Issued 13/8/12

2. To the Dy. Comr. Bangalore No 2728 14.8.12.

In contn of this office memo no. 2409/mf 712-08-2d 29.6.1909 f ds sl 1 & requests him to get an early settlement effected if possible, & submit a report to Govt. in the matter.

3. From, the Dy. Commr., Bangalore Dtd. Letter no. 614 Dy 13-5-1913.

Submits for orders of Govt. the question as to who is entitled to be in possession of the Mahantana Matt building at Vadigenahalli - whether the Nagarthers of Vadigenahalli or the Guru of the

NOTE—Contn. sheet.

GPB—65,000—17-6-12.

General and Revenue Secretariat.

File No. 114 of 1912

Serial No.

Hunsamarnahalli matt in the Devanahalli Taluk.

Submtd with a Dft to the Inam Supdt.

AVC(132) 24 6. 1913 [illegible]

Affd
[illegible]
27 6 13

4. To,

The Supdt. of Inam Settlement.

No. 2550 Dt 30. 6. 1913.

Calls for extracts of the inam register pertaining to the grant of inam lands to the matt, and also records if any, to show as to who was in possession of the matt at the time of the inam settlement

5. From,

The Supdt. of Inam Settlements,

No. 9 Dt 5. 7. 1913.

Submits copies of the inam register at Vadigenahalli and other papers relating to the grant of inam lands for the maintenance of the Mahantana Matt at Vadigenahalli in the Devanahalli Taluk.

NOTE—Contn sheet.

GPB—65,000—17-3-12

R. S. 12]

General and Revenue Secretariat.

File No. 112 of 1912

Serial No.

This is a dispute between the Nagarthers of Vadigenahalli in the Devanahalli Taluk and the Hunsomarnahalli matt about the ownership of the mahantana matt at Vadigenahalli.

The Dy. Commr's report explains the facts of the case.

3, (vide rough plan) The mahantana matt near the Sirkar Chavadi at Vadigenahalli is a Murzai institution endowed with inam lands for its support (Vide Inam extract & Title-deed and other papers produced by H. matt). The matha building situated in the middle of the village is said to be in a very dilapidated condition and a gangamnish by name Mariappa (appointed by Nagarthers) is residing in it. The matt building is now in the possession of the Nagarthers of the place, while the inam lands endowed to it are in the possession of Hunsomarnahalli matt authorities, who pray that as they are the owners of this matt building, it may be handed over to them by the Murzai Deptt.

The Nagarthers state that the matt building in their village has been in their possession for hundreds of years, that in

NOTE—Contn. sheet.

GPB—65,000—17-6-12.

G. R. S. 12]

General and Revenue Secretariat. | File No. 114 of 1912

Serial No.

in 1871 when there was a dispute between themselves and Nanje Wadiar, the civil courts have decided that the Matt belongs to the Nagarthers, that as the Matt does not enjoy any inam from Govt, the Muzrai Deptt has no jurisdiction in the matter, that moreover the case is barred by resjudicata etc. [From the inam Register of Vadigenahalli village, it will be observed that there are inam lands intended for the support of the Mahantana Matt at Vadigenahalli. The Amildar reports that it is relevant that the Nagarthers tried to get possession of the inam lands also, but failed in their attempt]. They have produced copies of judgts of the courts of (i) Judicial Assistant of Bangalore Dist (ii) Supt of Nandidrug Divn and (iii) Judl Commr of Mysore. The original suit in the Judl Assistant's Court was brought by the pltfs as representatives of Nagarthers for the ejectment of the defdt - Nanje Wadiar - from the Mahantana Matt ~~etc~~ building. In the plaint it is said that "after Guru Bagwish's death the defdt (Nanje Wadiar) who is a resident of Hunsomanahalli village came as a traveller to the Matt ~~and~~ in —

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R

U (Para 3)

NOTE—Contn. sheet.

Serial No.

dispute and there took up his abode, and began destroying the Northern wall of the said matt. etc The civil courts have held that the matt was the property of the Nagarthers, that the defdt Nanje wadiar was only a manager appointed by them and accordingly decreed that Nanje wadiar should quit the Mahanta matt building-

The Hunsomarnahalli matt authorities contend that the Mahantana matha in question belongs to them, that Guru-basaviah was their Agent and in its support, Dakhas are available in their matt, that Nanja wadiar and Rudra wadiar were also their Agents, that the Agent Nanje wadiar did not consult the Moola Swamigalu in defending the cause of the matt and the Moola-Swamigalu was not made a party to the suit, and consequently they had no opportunity to prove by documentary evidence that the matt belonged to them ~~and~~ that therefore they are not bound by the decisions of the civil courts etc. They state that the matt in dispute is a mazra

NOTE—Contn. sheet.

General and Revenue Secretariat. File No. 114 of 1912

Serial No.

institution, that they have been conducting services etc. for which the inam is granted temporarily in another building at Vadigenahalli and pray that Govt. in the Muzrai Deptt. should investigate their rights and hand over the Matt building to their possession, to enable them to carry out the objects of the grant therein -

Sha Amal extracts of the Nirups of Vikrama and Vyaya Samvatsara granted by His late Highness Sri Krishna Raja Wadiyar Bahadur III have been produced. The former addressed to the Amil of Devandahalli says that (ಕುಬ್ಬಡಿ ಮಾಕ್ಕಿ) Channaveera Swamy of Hunsomarnahalli Matt having represented to the Huzur that the Mahantana Matt at Vadigenahalli constructed by Palegars was in a dilapidated condition and prayed for monetary help from Govt., etc. it was ordered that repairs not exceeding 200 Varahas might be executed and that lands might be given for its up-keep. The other Nirupa says that the Mahantana Matt had been constructed by Govt. for the Guru of Hunsomarnahalli Matt, that Muddumalla Setty - a disciple of the H. Matt - having represented that

NOTE—Contn. sheet.

GPB—65,000—17-3-12.

R. S 12]

General and Revenue Secretariat.

File No. 114 of 1912

Serial No.

Kallanna and other Nagarthers were giving trouble to Siddalinga Wadir and Guru Basarea Devaru, nominees of Hungomarnahalli Matt Guru-at Vadigenahalli, it was ordered that the Nagarthas should be bound over so as not to meddle with the affairs of the Matt. Besides these, the original Title-deed granted to the manager of the Mahantena Matt, extracts from the register of the minor inams confirmed and a number of other documents have been produced by H. Matt.

o

In the inam extract, a reference is made to this dispute in the following terms:—

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"The inam is valid. Area of 1805 taken The merchants of Vadigenahalli Viz Appiah Shamappa and others have a dispute with Nanje Wadir whose representative the party in col. 15 is said to be [col. 15. ... This inam is enjoyed by Jangam Rudriah]. This fact is however denied by himself and also by Nanje Wadir. The Judl Commr has decided that the Matt belongs to the merchants as against Nanje Wadir. We have nothing to do

NOTE—Contn. sheet.

GPB—65,000—17-6-12.

Serial No.

with these disputes. We confirm the inam to the Matt and the party in enjoyment, will continue in possession till ousted by proper authority to be confirmed so long as the services are performed!!

R In his Report no 37 Dy 5th July 1910 while ~~detailing~~ enumerating the facts of the case in detail, the Amildar Mr P. Subha Rao thinks that if prominence is given to the C. Court judgts, the petr (H. Matt) cannot claim any right to the Mahantana Matt in dispute and submits that it is a question for decision as to how far the judgts of C. Courts are binding with respect to the inam and buildings subject to the control of the Muzrai Deptt, and adds that in their

X1 order no 1807-20 Dy 25th Jany 1910 re the dispute between the Uttarade Matt and its servants, Govt have not accepted the decisions of the civil courts, and in

W1 order no. 906 Dy 28th August 1908, Govt have taken under their management, the alienated ~~[illegible]~~ Mamulpet Jangam Matt.

Y1 In his yadi no 1356 Dy 14th May 1912, the Sub Divl officer Mr C. Venkatasami states that the inam lands have been granted by Govt for the maintenance

NOTE—Contn sheet.

R. S. 12]

General and Revenue Secretariat.

File No. 114 of 1912

Serial No.

of the Mahantana Matt, that the H Matt was not kept informed of the ejection suit against Nanje Wadir in the Civil Court, that it is clear from the title deed that the Devadaya inam lands in the possession of H. Matt are intended for services in the Matt, that it may be presumed that these services etc are to be performed in the Mahantana Matt in dispute and adds that it is but right that he, who is in possession of the inam lands, must remain in the possession of the Matt also.

In Para 8 of his report, the Dy Commr states that the Vadigenahalli Matt is a Muzrai instn and submits that in fairness, the Matt and the inam lands should go together and reports that it is not clear why the Hunsumarnahalli Matt authorities did not put forward their claim when the dispute was openly contested and was disposed of in favor of the Nagarthers in the 3 successive civil courts. He also states that it is a question now for consideration whether in the face of the judicial decisions in the matter, the Govt in the Muzr

NOTE—Contn sheet.

GPB—65,000—17-6-12

G. R. S. 12]

General and Revenue Secretariat. | File No. 114 of 1912

Serial No.

Deptt can now interfere and restore the building to the Hunsomarnahalli matt.

On 15th April 1912, one channancerappa presented a petition to the Sq office signed by 24 Nagarthers. The petrs state that the Mahantana matt Ah Vadigenahalli is their common property, that the H. matt contend that the building belongs to them, that they are unwilling to act against the wishes of H. matt, for the reason that no nagartha lives in these matt buildings and that only Jangamiahs reside therein; that the swamy of Hunsomarnahalli matt is the Guru of Jangama Samsthana and that if the H. matt give them a suitable building for the Nagarthers' nominee Mariappa (who is said to occupy the Mahantana now), they will give away the Mahantana matt to the pe[illegible]atha.

In the concluding part of his report no 827 Dy 3d May 1912, after making a reference to the above petition and the deposition Dy 17-3-1912 before the Tq. office, ~~settlement matter~~, the Amildar promised to submit Razinama if presented by the parties. In his report no 811 Dy 6th March 19

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NOTE—Contn sheet.

General and Revenue Secretariat. | File No. 114 of 1912

Serial No.

the Amildar states that he had gone to Vadigenahalli several times, that Bhikka Veranna and other Vagarthas appeared to come to amicable settlement but did not do so, that the Vagarthas were only gaining time and that there was no ~~[illegible]~~ prospect of the matter being disposed of amicably. The Sub Divl. Officer Mr. C. Venkata Rao states that he also inspected the disputed spot, that the Vagarthas who assembled at the place agreed to make over the old matt to the H. Matt on condition of getting back the new matt, that as the Agent of H. Matt was not present there, the Amildar was asked to obtain a muchalika and submit it, and that it was not possible for the Amildar to do so. He adds that it seemed to him just to effect the above settlement.

In para 9 of his report under adverting, the Dy. Commr. makes a reference to this matter, and solicits orders (submitted for orders) of Govt. on the

NOTE—Contn sheet.

AV(132) 26/7/13

G. R. S. 12]

General and Revenue Secretariat.

File No. 114 of 1912

Serial No.

question at issue.

Submd AV (132) 28.7.1913. It is doubtful if the non-acceptance of judicial decisions in the case of the Uttaradi Math M.G.O. No. 1807-20 (M.F. 162-06-2 & 25.1.10 can be quoted as precedent in a case like the present. The two cases seem to be quite different.

The case seems however to be one for decision after personal hearing of the parties. May notices be issued to the parties to appear on the next hearing day? (14 Augt 13)

[illegible]
28.7.13

6 Petition Dy 28th July 1913 from the Nagarthers of Vadigenahalli praying that an opportunity may be given to them to represent their case through an Advocate, as all of them cannot appear before Govt, ~~and~~ as they have got several documents in English etc

It will be seen from the records that the Amildar Mr P. Subba Rao has conducted the preliminary enquiry in the case and attention is respectfully invited to his English order. The Amildar

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NOTE—Contn sheet.

GPB—65,000—17-6-12

G. R. S. 12]

General and Revenue Secretariat.

File No. 114 of 1912

Serial No.

did not comply with the petrs' request to appear through an Advocate He says that "as this is a departmental enquiry and as the claims of each party to the building in question is entirely dependant on documentary proof, I see no necessity for the appearance of a counsel and so I did not allow them to bring one" Against this order, they appealed to the Dy. Commr who declined to interfere with the Amildar's order

Submd for orders

AV (132)
31-7 1913 86

Subd to 1st Councillor,

71

It is clear from the Nimps of Vikrama and Vyaya relied upon by the Hussamaranbalu Mutt, that its claims to the possession of the Mahantana Mutt was recognized by Govt at the time and it is not unlikely that Gunu Basaviah was a nominee of the M. Mutt. There is no doubt that the litigation about the possession of the Mutt between the Nagarthars and Nanja Wadiar

NOTE—Contn sheet.

G R.,S 12]

General and Revenue Secretariat.

File No. 114 of 1912

Serial No.

was cleverly managed by the former as the decision of the Civil Courts was virtually based upon an admission made by Nanja Wadair in a Razee-nama filed ~~by the~~ before the Taluk Kutcherry in connection with a Com-plaint preferred by the Nagarthers against Nanja Wadair. Assuming that Nanja Wadair had no right to make any admission of the kind and that this would not bind the Moola-Swamy of the H. Mutt, there was nothing to prevent the latter from claiming representation in the Suit and contesting it. The allegation that the Swami was not aware of the whole litigation is not credible, when we consider the distance between Vadigenhalli and Hussamaranhalli and that the latter was a mid way station between Vadigenhalli and Bangalore where the litigation was conducted. On the other hand a perusal of the appellate judgment which reviews the documentary evi-dence produced by Nanja Wadair would appear to show that active

TE—Contn sheet.

GPB—65,000—17-3-12

G. R. S. 12]

General and Revenue Secretariat.

File No. 114 of 1912

Serial No.

help was rendered by the H. Mutt as many of the docts produced could only have come from the Mutt's custody. It would appear that Narayan Wadair himself was a former agent of the H. Mutt and was probably in close communion of the Mutt.

Whatever the part might be which the H. Mutt ~~might~~ had taken in the litigation, there is no doubt that for at least 60 years, they have not had possession of the building at Vadiyenhalli. Mahantana Mutt does not appear to be an institution of such importance and public utility that Govt. should exercise its extraordinary powers for its perpetuation. It would further be highly inexpedient to set aside the decisions of the judicial tribunals which had been acquiesced in for forty years.

If the H. Mutt is in possession of Inams granted for the up keep of certain services in the Mahantana Mutt which have now become impossible, the remedy appears to lie in the direction of the resumption of

NOTE—Contn sheet.

7 17

R. S. 12]

General and Revenue Secretariat.

Mus File No. 11 of 191

Serial No.

the Inam and its grant to the Mutt as Assessed Govt. land or grant of permission to conduct the Services in H. Mutt itself.

There is thus no good reason for disturbing the existing order of things. From the correspondence it is seen that some compromise was attempted. Even now it is not perhaps impracticable to effect an understanding between the parties. If the case is allowed to lie over the Mus. Supt. will make a trial in this direction.

If the case is to be disposed of, an opportunity maybe given to both the parties to state their case. The case maybe posted for hearing to some date in Septr.

I have [illegible]

Submitted
MR(115)
9.27.10 1913

NOTE—Contn sheet

GPB—65,000—'7-6-12

R. S. 12]

General and Revenue Secretariat.

File No. 114 of 1912-13

Serial No.

I met the local Nagarthas headed by Chickvenanna, Chickanna, Kallanna, Belanannimpha etc. Gunnaniga Wadegar was also present Mr. C. S. Kuppasnannaiga, Amildar and other officials were also present.

The situation was explained to them. Nagarthas retired for consultation. They returned and stated that they had some doubts and that they might given some little time to consider and give a final expression to their wish.

Time is given until the ~~[illegible]~~ 30th Ed March on which date the case will be taken up for final Sub. to Govt. for orders

Vadyuchalli.

11. 3. 14

As I was absent from Head Quarters on this date, intimation was sent in time to the parties adjourning the case to this date.

31. 3. [illegible]

Redraffer on behalf of the Nagarthas states that the Nagarthas are not willing to enter into any com-

promise

NOTE—Contn sheet.

R. S. 12]

General and Revenue Secretariat.

File No. 114 of 1912

Serial No.

and presents a petition which is filed herewith. He prays that the case may be disposed of on its merits.

Prabhuswamappa and three others ~~(also Nagarthas)~~ who are present, also Nagarthas, state that they are willing that the Mutt should be handed over. They say that they represent 40 houses and that a Muchalika to this effect is already on the file.

Rudrappa is present with nine others. Each party is accusing the other of bad faith and that ~~all the~~ many of the signatories are illiterate and unable to understand the matter in issue.

[illegible]
31. 3. 14

Sub to 1st member

The attempt of the Mysore Supt. to bring the parties to a common understanding has not been successful. There is still bitterness of feeling. The merits of the case have already been discussed in my note of ~~the~~ 8th aug 1913. The issue raised and the arguments on each side are so far clear. It is a matter for orders whether the case should be heard before passing final orders

[illegible]
31. 3. 14

NOTE—Contn. sheet.

GPB—65,000—17-6-12.

1814

R. S. 12]

General and Revenue Secretariat.

File No. 114 of 1912

Serial No.

The Case may be posted for hearing before ~~me at the~~ some day in July. [illegible]

25/3/14 [illegible] 26/5

This [illegible] posted [illegible] on 27th July 1914 [illegible] case [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] 26/5

Submitted with Dft notices to the 25th July 1914

AV(115) 4-7-1914 [illegible]

Agent. Gurunanja Wadeyar presents himself before me and complains that in the notices no nagarthar of his faction has been mentioned. Another notice issue issue mentioning two names of his faction [illegible]. To issue today

Dft. notices submitted

AV(115) 16-7 1914 [illegible] 16/7/14

[illegible] 16/7/14

The Mather Agent Gurunanja a Order [illegible]

Mr Venkatachar for Opponents.

Order reserved

Even of the [illegible] rules for

NOTE—Contn. sheet.

GPB—65,000—17-6-12.

R. S. 12]

General and Revenue Secretariat.

File No. 114 of 1912

Serial No.

~~could be~~ resumption of inam lands ~~are~~ may justify interference in spite of the decrees of Civil Courts, they have no application to a case like the present, in which it is sought to recover a building from the opposite party. The question is one which should be decided by the Civil Courts; and as the opponents succeeded in Civil litigation & have had possn for more than ~~30~~ 40 years in accordance with a final decree of the Chief Court, such possn cannot be interfered with by an order passed in the Mwz. Deptt of Govt. The Patr's prayer will therefore ~~be~~ be refused.

25/7/14.

NOTE—Contn. sheet.

GPB—65,000—17-6-12.

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R. S. 12]

General and Revenue Secretariat.

File No. 114 of 1917

Serial No.

[illegible]

Mr. Veerabasaviah for Gurukanth Bradair

Mr. Venkatachar for Kallamma [illegible]

Mr. Veerabasaviah has been given time [illegible] next monday

Submitted with a note & the connected notes

[illegible] (115) 30/7/14

Submitted with a Dft order

[illegible] (115) 30.7.1914 [illegible]

Clean Dft Submitted

[illegible] 1/8/14

Subd to 1st member

The statement of authorities submitted by Mr. Veerabasaviah dated 27th July 1914 is put up as also a petition dated the next day that he would quote more authorities if more time is given. The authorities cited have no particular force on the case in point particularly in the case of a definite finding of the Civil Court that the building is the property of third parties. Draft order is put up for approval as the case is not a regular appeal but is a reply to a reference

NOTE—Contn sheet.

R. S. 12]

General and Revenue Secretariat.

File No. 114 of 1912

Serial No.

from the Dy comm.

The accompanying file explains the circumstances under which spec. of unauthenticated documents were granted by the Secretarial Records to the agent of the Mutt.

It is said in one of the papers that a large part of the village Nagarthas are willing to hand over the Matha to the Patr. Is it true? If so what portion?

3/8/14

Subd. 4th member

The petition of the division of Nagarthas favouring the H. Mutt is flagged N and has been signed by 24 persons. During my visit to Vadigenhalli I understood that the larger part of the Nagarthas was against the H Mutt. There are nearly 200 Nagartha families at the plans out of whom about 20 or 30 families appear to have declared for H. Mutt though the Mutt's agent claims a larger following. There is however no

TE—Contn. sheet.

GPB—65,000—17-6-12.

24

G. R. S. 12]

General and Revenue Secretariat

File No. 114 of 1912

Serial No.

the majority is against him

Draft. affd

To, the Dy. Commr, Bangalore Distt
Govt Pro no 375 Dy 12.8 1914
Rejects the petition of the Hunsomanahalli Matt for the restoration to its possession of the Mahantana Matt building at Vadigenahalli, Devanahalli Taluk

NOTE—Contn sheet

GPB—10 000—1° 6 14

12.8.
Presented
Cheema Bazar
Wahga / Agent

Note: Please ~~send it to present~~ for Court fee settlement as early it is found affected, it should be refunded in favour of

12/8/12

DIARY No.

SE TIC

E No

SERIAL

[illegible]

[illegible]

[illegible]

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12-8-1912

[illegible]

[illegible] 14-5-12

[illegible] 1356 [illegible]

[illegible] 7. D.C. 1062

[illegible]

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[illegible] 14-8-1912 [illegible] 272 [illegible] 7 114-12-[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

4/2/1913

Deputy Commissioner
Bangalore [illegible]

No

Forward to the Amlar of Devanhalli Talok for very early compliance.

6/2/13

16.2.13

G 6927
20.2.13
897

[illegible]

[illegible]

ಆದೇಶ ಸಂಖ್ಯೆ: ಸಇಇ/ಕಾಇ/ಕಾಅ-180/6.2.13 ದಿನಾಂಕ

ಸಂಬಂಧಿಸಿದಂತೆ ಹೊರಡಿಸಲಾಗಿದೆ —

ಸರ್ಕಾರಿ ಆದೇಶದಲ್ಲಿ ಅಂಗವಿಕಲರಿಗೆ ಕಚೇರಿ ಸೌಕರ್ಯ ಕಲ್ಪಿಸುವ ಸಂಬಂಧ ಸರ್ಕಾರಿ ಕಛೇರಿಗಳಲ್ಲಿ ಅಂಗವಿಕಲರಿಗೆ ಅನುಕೂಲವಾಗುವಂತೆ ಕಛೇರಿ ಸೌಕರ್ಯ ಕಲ್ಪಿಸಲು ಸೂಚಿಸಲಾಗಿದೆ. ಸಂಬಂಧಪಟ್ಟ ಕಛೇರಿಗಳಲ್ಲಿ ಸೌಕರ್ಯ ಕಲ್ಪಿಸಿರುವ ಬಗ್ಗೆ ಸಂಬಂಧಪಟ್ಟ ಇಲಾಖೆಗಳು ಕಾಲಕಾಲಕ್ಕೆ ಪರಿಶೀಲನೆ ಮಾಡಿ ಸೌಕರ್ಯ ಕಲ್ಪಿಸಿರುವ ಬಗ್ಗೆ ಖಚಿತಪಡಿಸಿಕೊಳ್ಳಬೇಕಾಗಿದೆ. ಅಂಗವಿಕಲರಿಗೆ ಅನುಕೂಲವಾಗುವಂತೆ ಕಛೇರಿ ಸೌಕರ್ಯ ಕಲ್ಪಿಸಿರುವ ಬಗ್ಗೆ ಸಂಬಂಧಪಟ್ಟ ಇಲಾಖೆಗಳು ಕಾಲಕಾಲಕ್ಕೆ ಪರಿಶೀಲನೆ ಮಾಡಿ ಖಚಿತಪಡಿಸಿಕೊಳ್ಳಬೇಕಾಗಿದೆ. ಈ ಸಂಬಂಧ ಸರ್ಕಾರಿ ಕಛೇರಿಗಳಲ್ಲಿ ಅಂಗವಿಕಲರಿಗೆ ಅನುಕೂಲವಾಗುವಂತೆ ಕಛೇರಿ ಸೌಕರ್ಯ ಕಲ್ಪಿಸಿರುವ ಬಗ್ಗೆ ಸಂಬಂಧಪಟ್ಟ ಇಲಾಖೆಗಳು ಕಾಲಕಾಲಕ್ಕೆ ಪರಿಶೀಲನೆ ಮಾಡಿ ಖಚಿತಪಡಿಸಿಕೊಳ್ಳಬೇಕಾಗಿದೆ. ಈ ಸಂಬಂಧ ಸರ್ಕಾರಿ ಕಛೇರಿಗಳಲ್ಲಿ ಅಂಗವಿಕಲರಿಗೆ ಅನುಕೂಲವಾಗುವಂತೆ ಕಛೇರಿ ಸೌಕರ್ಯ ಕಲ್ಪಿಸಿರುವ ಬಗ್ಗೆ ಸಂಬಂಧಪಟ್ಟ ಇಲಾಖೆಗಳು ಕಾಲಕಾಲಕ್ಕೆ ಪರಿಶೀಲನೆ ಮಾಡಿ ಖಚಿತಪಡಿಸಿಕೊಳ್ಳಬೇಕಾಗಿದೆ. ಈ ಸಂಬಂಧ ಸರ್ಕಾರಿ ಕಛೇರಿಗಳಲ್ಲಿ ಅಂಗವಿಕಲರಿಗೆ ಅನುಕೂಲವಾಗುವಂತೆ ಕಛೇರಿ ಸೌಕರ್ಯ ಕಲ್ಪಿಸಿರುವ ಬಗ್ಗೆ ಸಂಬಂಧಪಟ್ಟ ಇಲಾಖೆಗಳು ಕಾಲಕಾಲಕ್ಕೆ ಪರಿಶೀಲನೆ ಮಾಡಿ ಖಚಿತಪಡಿಸಿಕೊಳ್ಳಬೇಕಾಗಿದೆ.

[illegible]

[illegible] 6.3.1913

[illegible] (signature)

3.3.913
247

[illegible]
[illegible]

No. 957

[illegible]

[illegible]

Chenkul[illegible]

[illegible] 7.3.13

1/10

[illegible] 11/4/13

Docket No. 272 / Muz 7 114-12-2 dated the 14th August 1912 —
from the Secretary to the Govt of H H
the Maharaja of Mysore, to the
Deputy Commissioner Bangalore Dt

In Continuation of this
Office Memo No. 2409/Muz 7 712-08-
dated the 29th June 1909, has the honour
to forward herewith petition Registered
No. 277 dated the 12th August 1912, from
the agent of Hunasamaranahalli
Matt stating with reference to the
unauthorized occupation by some Office
Nagarthas, of the Mahantana Matt
building at Vadigenahalli, which
belongs to Husamaranahalli Matt,
that the parties are willing to come
to an agreement, and to request
that the Deputy Commissioner to
get an early settlement effected, if
possible and submit a report to
facilitate disposal of the pending matter

By order.

S.S. B Ramaswamaiya
for Offg: Secy: to Govt.

"Copy"
[signature]
Commr
4/2/1913
Sec Dt

13/8

urgent

G.R.S. 29A]

190 .

From

Secy. to the Govt of His Highness
the Maharaja of Mysore,
Genl and Rev. Dept.

To

The Dy Commr

Dated Bangalore

Despatched 14th August 1912

Received

General No. 2072

Mus No. 114-12-2

Enclosure No.

In contn of this office memo no 2409 / Mus 7 712-08-2 D/ 29th June 1909, has the honor to forward herewith petition regd no 277 D/ 12th Aug 1912 from the Agent of Hunso-Marnahalli Matt stating with refce to the ~~regarding~~ ~~Complaining~~ ~~the~~ unauthorized occupation by ~~that~~ Some Nagarthas ~~have taken unauthorized possession~~ of the Mahantana Matt building at Vadigenahalli which belongs

Hunsomarnahalli Matt,
~~and repo stating~~ that the parties
~~and Consequently the village~~
are willing to come to an agreement,
~~is split up into parties~~
and to request
~~endangering the public tranquillity~~
the Dy. Commr ~~is requested~~

to get an early settlement
effected, if possible, and
submit a report to facilitate ~~for orders~~ ~~dis~~
~~of Govt~~ disposal of the pending
matter.

By order
13/8/12
For Offg. Secretary

Dy 4)

M. D. U.
(79)

Cop. Dy. 13/

V

1987

19/2-1913
SECTION Mus
FILE No. 712-08
SERIAL No. 114-12
3

1912-13

From The Deputy Commissioner
Bangalore District

To The Secretary to the
Govt of Mysore

Dated 13th May 1913 Bangalore
(Muzrai)

Despatched

Received

General No. S. 614
No.

Enclosure No. one

Submits with report the entire records connected with Mahanta-na Matt building in Vadigenhalli Devanhalli Taluk.

10

Office of the Deputy Commissioner

Bangalore District.

Dated Bangalore 12th May 1913.

No. S:614 dt 13.5.13
En: 1 big File

From

B. J. Kumaraswami Naik Esq, B.A.,

Deputy Commissioner, Bangalore District.

To

K.R.Sreenivasa Iyengar Esq, M.A.,

Offg:Secretary to the Government of H.H.

the Maharaja of Mysore, Genl and Rev.Deptts,

Muzrai Branch.

Sir,

With reference to your official Memorandum No.2409/712-08-2 dated the 21st June 1909, forwarding for disposal or report the petition of Cherupattada NanjeSwamigalu of the -- Hunasamaranhalli Matt in the Devanhalli Taluk, regarding the restoration of the Mahantana Matt building at Vadigenhalli to the Hunasamaraanhalli Matt, I have the honor to submit herewith the entire records connected with the case and to state that it is reported that the Matt building is in the possession of the Nagarthers of Vadigenhalli, while the Inam lands endowed to the Matt are said t be in the possession and enjoyment of the Hunasamarnhalli Matt authorities.

2. The Hunasamarnhalli Matt people state that the Matt in question at Vadigenhalli originall belonged to them, that till 1874 their agents resided in it attending to the religious works, that NanjeWddier the last of subh agents tried to open a new doorway to the Matt on the Northern side by closing the existing one to avoid Imoolay that as the proposed door-way would be towards the Desadapet,-- the Nagarthers thought, that the said NanjeWodier's action would give more prominence to the Desadapet people as far as the Matt was concerned, and therefore instituted a Civil suit against the said NanjeWodier in 1871 and got possession of the building -- thereby.

3. The Nagarthers state that the Matt building at Vadigenhalli was in their possession for hundreds of years, that in 1871 when

when there was a dispute between themselves and NanjeWodier, it was decided by the Civil Courts that the Matt belonged to the Nagarthers, and further they contest that as the Civil court have already decided in their favor the Muzrai Department has no jurisdiction in the matter, and that moreover -- the case is barred by resjudicata.

-,T.S

4. The Civil Courts including that of the Judicial Commissioner have found that the Matt was the property of the Nagarthers, and that the defendant NanjeWodier was only a manager appointed by them, and accordingly decreed that -- NanjeWodier should quit the Mahantana Matt building.

5. Now the Hunasamaranahalli Matt people argue, that the said Agent NanjeWdeier did not consult the Moolaswamigalu of the Matt in defending the cause of the Hunasamaranhalli Matt nor was the MoolaSwamigalu made a party to the Civil suit, and if so it would have been proved by documentary evidence, that the Matt belonged to them, and that therefore they are not bound by the decissions of the Civil Courts.

6. The Nagarthers in their statement deny the fact of the Matt being endowed with Inam lands, although the lands granted are said to be under the occupation of the Hunasmaranhalli Mat people.

R

*Q.P.

7. The Amildar reports that it is seen from the two documents which are the extracts of unauthenticated originals of Mirups purported to have been issued by His Highness the -- late Maharaj Krishnaraja Wodier Bahadur III about 90 years ago, and now produced by the Hunasamaranahalli Matt people, that the building under dispute belongs to the Matt.

8. From the above facts and from the title deeds issued by the Inam department, it is seen that the Matt at Vaidgenhalli is a Muzrai Institution, and I beg to submit that in fairness, the Matt and the inam lands should go together But it is not clear why the Hunasamaranhalli Matt authorities did not put forward their claim when the dispute was openly contested and was disposed of in favor of the Nagarthers in the three successive Civil Courts. It is a question now for consideration whether in the face of the Judicial decisions

decisions in the matter, the Government in the Huzrai Department can now interfere and restore the building to the -- Hunsamaranhalli Matt.

9. The parties though desirous of effecting a compromise according to which, the Nagarthers should relinquish their claim to the building, provided they are given a separate building in exchange at the cost of the Hunsamaranhalli Matt authorities do not seem to be very keen about it as will be seen from the records.

10. In these circumstances I have thought it fit to submit the case to Government for orders.

I have the honor to be

Sir,

Your most obedient servant.

Deputy Commissioner.

R. S. 26]

File No. 114/12
Serial No. 4

Diary No. of letter replied to 1987

No. 2550

General and Revenue Secretariat
( )
, the 191 .

To

The Supt. of Inam Settlements in Mysore,

Date of issue 30. 6. 1913

Signed by Aravamudengar

Sir,

I am directed to request to be furnished with extracts of the Inam register pertaining to the grant of inam lands under title-deed no. 34409 Dt 1st Januy. 1843 for the maintenance of the Mahantana Matt at Vadigenahalli, Devanahalli Tq. If any information is available with special reference to the

over.

14

Statements and other documents filed during the Inam Settlement, as to who was in possession of the above Matha at the time of the inam settlement, the same may be communicated to this office, as a dispute about the ownership of the instn has come up for settlement before Govt.-

I have etc.

[illegible] 25/6/13

For Secretary.

[illegible]

[illegible] 25/6/13

List of enclosures.

Copied by

Examined by

GPB—25,000—8 8 11

VII
9/7

No. 9
Enc. Six

Office of the Superintendent of
Inam Settlements in Mysore,
Dated Bangalore, 5th July 1913.
7th

DIARY No. 79

19/3 19/4
SECTION Muz
No. 114-12
5

From

Rajakarya Prasakta
D. Shama Rao, Esq., R.R.,
Superintendent of Inam Settlements
in Mysore, Bangalore.

To

K. R. Srinivasa Iyengar Esq. M.A.,
Secretary to the Government of
H. H. the Maharaja of Mysore,
Genl. and Rev. Depts.

Sir,

As requested in your letter No. 2550/Muz 114-12-4 dated 30th June 1913, I have the honor to forward herewith, copies of the marginally noted papers pertaining to the grant of Inam lands under title-deed No. 34409 for the maintenance of the Mahantana Math at Vadigenahalli Devanahalli Taluk.

1. Inam Register of Vadigenahalli case No. 8 — 1
2. Vernacular Statement of do — 3
3. do of Amanikere case No. 5. — 2

I have the honor to be,
Sir
Your most obedient Servant
D. Shama Rao
Superintendent of Inam Settls
in Mysore.

GPB—200—20-3 12

Register sheet No. 369

Taluk Devanahalli

Sammat Vadagenahalli

Village Vadagenahalli

GPB—50—27 4-12

16

Copy of the Register of Inams in the village of Vadagunahalli in the

CLASS, EXTENT AND VALUE OF INAM

Number of case or entire holding under one grant in this village	General class to which the Inam belongs	Survey No and name of field or fields comprised in the grant Dry, wet or garden	Extent Local measure Even where the local measure is in acres, guntas and annas, it is to be entered in this column	Extent Measure in acres and their fractions in decimals
1	2	3	4	
		As per gare account 1801		
8	Devadaya	Dry No 420	3 Cood 2½ Seer = 2·18	
			Paimaishy 1805	
			Mahantanad 25020 Sq yds = 5·17	x x p 0-7-13.
			Pymaishy 1860. 22032 Sq yds = 4·55	

Sammat of Vadagenahalle in the Taluk of Devanahalli

		DESCRIPTION, TENURE AND	
Old assessment	Survey assessment	Description of Inam	
Where no survey has been made and no assessment fixed by Government, the cess paid by the raiyats to the Inamdar, or the average assessment of similar Government land, should be entered in column 7		If for service, it is to be stated whether the service is continued. If for tanks, buildings, etc., whether they are efficiently kept up Hereditary or for life	Whether free of tax, etc., or liable to quit rent, *i. e.*, jodi, etc., amount of latter to be entered
6	7	8	9
2 - 14 - 7	—	For the Support of the Mahantan Math of Vadagenahalli — Math is in good order —	Jodi 1 — 7 — 3

18

in the District

DOCUMENT IN SUPPORT OF THE INAM

By whom granted and in what year	Written instruments in support of the claim, original sannad, all miscellaneous documents, and other proofs of long possession. In this column it should be stated whether the Inam is held with or without grant, whether the grant is produced or lost, etc., and the general specification of terms of all documents produced should be given.
10	11

Two takeeds dated respectively 1819 and 1835 from Amildar for produce of the Inam.

A. asli Case – As per jari account of 1801 – Siddlalinga Vader of Vadagenahalli — Mahantan Math: –

	K. K. P	P. F. V	Rs. As. P.
Total Inam –	0 . 5 . 14	1 – 5 – 0	= 4 – 5 – 10

Particulars as follows.

Village	Description of land.	Extent Jari	Extent Sm	ment.	Jafti	Jodi	Quit-Rent	Sheet No.	Case No.
A. Vadagen	Dry	0.3.5	0.7.13	2.14.7	–	1-7-3	1-7-0	369	8
B. Do - Amani - Kere		0.2.9	0.6.13 ×	1-7-3	–	–	–	372	5
		.5.1	–	4.5.10	–	-7-3	1-7-0.		

× 6.12 as per Central Office Calculation but Sheo. 6-13-0 (Rs As P.)

(Sd) T. Kitto
Offg Supdt of I.

NAME AND RELATIONSHIP OF ORIGINAL GRANTEE AND		
Name of original grantee	Name entered in the register prepared by Puttiah up to 1810	Name entered in the account subsequent to 1810
12	13	14
—	Jari Account 1801 Vadagenahally Mahantan Math Siddalinga Vader. Dry 3 cood 2½ Seers 10. Fanams Bi Wet 2 cood 4½ Seers 5 Fanams Bi 5 Fanams gold	1832. As in col 13 Account No 2 of 1871 Gurulinga vader Jodi 1-7-3

Remarks.

Confirmed to the Manager for the time being
I. T. D

(Sd) T. Kitto
Offg. Supt of

20

OF SUBSEQUENT AND PRESENT HOLDERS			
Particulars regarding present owner. If the inam has been subdivided, the name, etc., of each sharer should be entered in the columns			
Residence, name and age, etc.	Relation to original grantee or subsequent registered holders	Surviving heirs of the present incumbent	If unconnected with the original holders, possession how obtained, and in what year
15	16	17	18
Vadagenahalli Mahantan Matt Villagers manage This Inam is enjoyed by Jangama Rudraiya	—	—	—

** denied by himself and also by Nanje Vader. The Judicial Commissioner has decided that the Matt belongs to the Merchants as against Nanje Vader. We have nothing to do with these disputes. We confirm the Inam to the Matt and the party in enjoyment will continue in possession till ousted by proper authority & to be confirmed so long as the Services are performed free. The Jodi is paid on the day.

(Sd) Narasimha Iyengar
Asstt

25-11-72

LENGTH OF POSSESSION

Abstract of the orders already issued by the Commissioner or the Superintendent of the Division on lapses regarding validity or excess of the Inam Assistant's opinion and recommendation	Review by the Special Assistant and confirmation by the Inam Commissioner
19	20
The Inam is valid Area of 1805 taken. To be confirmed So long as Services are performed on present Jodi or Rs 1-7-0. ·X· Vide remarks in Case 5 of Amani vadagena-halli Tank Register (Sd) Narasimha Iyengar Asst 25-11-72	Confirmed (Sd) R Cole Supdt of Inam Settlements
·X· The Inam is valid Area of 1805 taken The merchants of Vadagena-hally viz. Appaiah Shamappa and others have a dispute with Nanje Vader, whose representative, the party in col 15 is said to be This fact is however XX	"Copy" D Mankao Superintendent of Inam Settlement Bangalore 5th July 1913

ఇతల

శ్రీ శాలుమోడరు

ఇతంతేవి వడిగేఁగడుళ్ళ నేఁ॥ కృష్ణప్పగే సుబ్బా
నాత్రు విశ్వాన్ధయ్యగవరు ఆశేవాన్ద అదాగి
తంమ్మమ ఇతూరుప్పేకి కనబూ వడిగేఁగడుళ్ళ బళయిల్లి
పురవర్గమాళ్య మడాంతమఠద శిన్నలింగవడేరిగే
మాళ్య ౧ విరతవడేరిగే మాళ్య ౧ ఉరడిపురగ్రామదల్లి
వడిగేఁగడుళ్ళ రాజేవడేరిగే మాళ్య ౧ ఊబగే మూరు
మాళ్యక్కూ మామూలుప్రకార బరకక్కకాణికేడుగ
ఉవరు కడేఉంద వసూలు మాడిక్కొండు ఊబగే
మాళ్యగళల్లి నాలు మఇతూరిగే ఆగి ఉరువరాగివ
గ్రేరి మడసు బిడిసి కొడువదు ఊలుత్రదగకలు
శాలిఖ్ఖత్తే బరిసి అసలు వాపసు కొడువదు. బడు
ధాళ్యసం॥ మాగ బ॥ ౭ ల్లు సదరిబరదమేరే మడసూలు
బిడిసి కొడువదు రుజు

ఊబళ రుజు దప్తర్ సోలాల్పేయ్యా
ఒంమకడేఉంది విస్పేన్ ఆగి ఉన్నే

ఇతల్॥

రాజేశ్రీ వడిగేఁగడుళ్ళ శ్రీ॥ రామ ఇంద్రయ్యా
గవరిగే సుబ్బానాత్రు ఇష్టప్పయ్యగవరు గమస్తారలదా
గి వడిగేఁగడుళ్ళ పురవర్గమడంతమఠద శిన్నలింగ
వడేరమాళ్య విరతవడేరమాళ్య ఉరడిపురగ్రామదల్లి
వడిగేఁగడుళ్ళ రాజేవడేరిగే మాళ్య ఊబగే మూరు
మాళ్యక్కూ మామూలుప్రకార కాణికే వసూలు మాడి
కొండు మళ్ళద్దసం॥ విశిష్ట మడసూలు బిల్లు కొడువ
దు మళ్ళద్దసం॥ వాల్గుణ బ॥ ౯ ల్లు

శ్రీగవాసి శ్రీ

27

ಕಲು

ರಾಚೇಶ್ರಿ ವಡಿಗೇಕರುಳ್ಳ ಶೇಷ ರಾಮಚಂದ್ರಯ್ಯ
ಕವರಿಗೆ ಸುಬೇದಾರ್ ವಾಬಣ್ಣಕವರು ಕಮನ್ಶಾರ
ಅದಾಗಿ ವಡಿಗೇಕರುಳ್ಳ ಕೆರೆ ಕೆಳಗೆ ರಾಚೆವಡೇರು
ಶಿಸ್ತಲಿಂಗವಡೇರು ವಿರಕವಡೇರು ಚಾರಿಮಾನ್ಯ
ಗದೆಯುರುವದತೆ ಸಂಖ್ಯಾಕಾಗು ಭಾಗಕಲಿಖ ಅಗು
ಭವವಿಚಾರಿನಿ ಕೆಕರಾರು ಉಲ್ಲದಿಸ್ಸರೆ ನದರಿಭ್ರತ್ತ
ದಮರುನೂಲುಬಿಲ್ಲು ಕೊಂಡುವನು.

ಇಯನೆಂ ಆಕ್ಷಾಡ ಶುಲ್ಲ
ಕಮನ್ಶಾರ.

"Copy"

D. Ramakrishna

Superintendent of
Inam Settlements

Bangalore.
5th July 1913.

[illegible]

[illegible] DIARY No. 248

19/13/14

No. 114-12

SERIAL No. 6

[illegible]

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G.R.S. 28]

7/8

Hunsamaranahalli Matt for the restoration to its possession of the Mahantana Matt building at Vadigenahalli

File No. 114/1912

Serial No. 8/1

Diary No. of letter replied to 160

GENERAL AND REVENUE SECRETARIAT.

( )

, the 191

Date of issue 12-8-1914

Signed by Mr G Aravamudengar

Proceedings of the Government of His Highness the Maharaja of Mysore

READ—

Petition registered No. 277 dated 12th August 1912 from the Agent of Hunsamaranahalli Matt, complaining that the Mahantana Matt building at Vadigenahalli for the support of which certain inam lands in the Matt's enjoyment have been granted, is in the possession of certain persons of the Nagartha caste at the place and praying for its restora-

ORDER THEREON.—No.

ORD

SUBJECT.

restoration to the Hunsamaranahalli Matt.

Letter No. 614, dated 13th May 1914, from the Deputy Commissioner, Bangalore District, reporting that in a civil litigation between the Nagarthas on the one side and one Nanje Wodeyar, the alleged agent of the Hunsamaranahalli Matt on the other, the Civil Courts have found that the Matt building at Vadigenahalli was the property of the Nagarthas and that the agent of the Hunsamaranahalli Matt now contends that the Moola Swamigalu was not a party to the above suit, and that the decision therefore does not bind him and submitting the case for the orders of Government.

Note dated 31st March 1914, by the Muzrai Superintendent stating that his attempt to bring the parties to a common understanding has proved unsuccessful and that the case may be decided on merits.

Order thereon No. 375 — Enclosures 5 files Dt 12/8/1914
Mus 114-12-8

The case was also posted for hearing

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GENERAL AND REVENUE SECRETARIAT.

(Continuation sheet draft form.)

hearing to enable the parties to state their contentions and it was heard on the 25th July 1914.

The Matt Agent, Gurunanja Wodeyar was present in person and was also represented by his Advocate Mr. Beerabasavaiya, while the opponents - - Nagarthas, were represented by their ~~solicitor~~ advocate, Mr. Venkatachar.

The Mahantana Matt in Vadigenahalli is a Muzrai Institution endowed with certain Inam lands in the same village. In 1871 disputes arose between the Nagarthas of the place and Nanja Wodeyar, an agent of Hunsamaranahalli Matt, regarding the possession and management of the Matt. The matter was taken before the Civil Courts up to the Chief Court when it was ~~concurrently~~ decided that the Nagarthas were entitled to the possession of the Matt building and the Nagarthas have been accordingly in peaceful ~~possession of~~

possession ~~of the same during a period~~ thereof for ~~of~~ over 40 years.

The Inam land however, appears to have continued in the enjoyment of the Hunsamaranahalli Mathand the services connected with it are, it is reported, being performed in another building since acquired by ~~the Matt~~ it. The agent now moves that the original building of the Mahantana Mathshould be resumed by Government and restored to the possession of Hunsamaranahalli Matt.

Even if the rules for resumption of inam lands may justify interference in spite of the decrees of Civil Courts, they have no application to a case like the present, in which it is sought to recover a building from the opposite party. The question is one which should be decided by the Civil Courts; and as the opponents succeeded in civil litigation and have had possession for more than 40 years in accordance with a final decree

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GENERAL AND REVENUE SECRETARIAT.

(*Continuation sheet draft form.*)

decree of the ~~Chief Court~~ Judicial Commissioner, such possession cannot be interfered with by an order passed in the Muzrai Department of Government. The petitioner's prayer is therefore rejected.

1.8.14

For Offg: Secretary to Govt.

Fair draft

1/8/14

To

The Deputy Commissioner, Bangalore District, returning records.